

October 20, 2023

EDWARD J. EMMONS, CLERK  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA1 PAUL J. PASCUZZI, State Bar No. 148810 **Signed and Filed: October 20, 2023**  
2 JASON E. RIOS, State Bar No. 1900862 THOMAS R. PHINNEY, State Bar No. 150135  
3 FELDERSTEIN FITZGERALD3 WILLLOUGHBY PASCUZZI & RIOS L  
4 500 Capitol Mall, Suite 2250  
5 Sacramento, CA 95814  
6 Telephone: (916) 329-7400  
7 Facsimile: (916) 329-7435  
8 Email: ppascuzzi@ffwplaw.com  
9 jrios@ffwplaw.com  
10 tphinney@ffwplaw.com

---

DENNIS MONTALI  
U.S. Bankruptcy Judge7 ORI KATZ, State Bar No. 209561  
8 ALAN H. MARTIN, State Bar No. 132301  
9 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP  
10 Four Embarcadero Center, 17<sup>th</sup> Floor  
11 San Francisco, California 94111-4109  
12 Telephone: (415) 434-9100  
13 Facsimile: (415) 434-3947  
14 Email: okatz@sheppardmullin.com  
15 amartin@sheppardmullin.com12 Attorneys for The Roman Catholic Archbishop of  
13 San Francisco

## 14 UNITED STATES BANKRUPTCY COURT

## 15 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

16 In re

Case No. 23-30564

17 THE ROMAN CATHOLIC ARCHBISHOP  
18 OF SAN FRANCISCO,

Chapter 11

19 Debtor and  
20 Debtor in Possession.**FINAL ORDER GRANTING DEBTOR'S  
EMERGENCY MOTION FOR INTERIM  
AND FINAL ORDERS AUTHORIZING  
THE DEBTOR TO (1) PAY CERTAIN  
PREPETITION INVOICES FOR ABUSE  
SURVIVORS' ASSISTANCE AND SAFE  
ENVIRONMENT PROGRAMS, AND (2)  
CONTINUE ITS PREPETITION  
PRACTICE OF PAYING FOR ABUSE  
SURVIVORS' ASSISTANCE AND SAFE  
ENVIRONMENT PROGRAMS**24 Date: September 14, 2023  
25 Time: 1:30 p.m.  
26 Location: Via ZoomGov

27 Judge: Hon. Dennis Montali

1        The emergency motion of The Roman Catholic Archbishop of San Francisco's ("RCASF"  
2 or the "Debtor"),<sup>1</sup> for an order authorizing the Debtor (i) to pay certain prepetition invoices for  
3 abuse survivors' assistance and safe environment programs, and (ii) to continue to pay certain  
4 invoices for such programs in the ordinary course of its business [ECF No. 13] (the "Motion"),  
5 came on for hearing on September 14, 2023, at 1:30 p.m. (the "Second Day Hearing"), before the  
6 Honorable Dennis Montali for the United States Bankruptcy Court for the Northern District of  
7 California. The Debtor appeared through its counsel, Paul J. Pascuzzi of Felderstein Fitzgerald  
8 Willoughby Pascuzzi & Rios LLP and Ori Katz of Sheppard, Mullin, Richter & Hampton LLP.  
9 All other appearances were as noted on the record.

10        After the Second Day Hearing, counsel of record for the Debtor, the Official Committee of  
11 Unsecured Creditors of the Debtor (the "Committee"), and Tracy Hope Davis, United States Trustee  
12 for Region 17 (the "UST," and collectively with the Debtor and the Committee, the "Parties"), met  
13 and conferred regarding the relief requested by the Motion and the Debtor and the Committee have  
14 stipulated to entry of a final order on the Motion, as noted in that *Stipulation to (1) Vacate Final*  
15 *Hearing on Resolved First Day Motions and (2) Continue Final Hearing on Debtor's Emergency*  
16 *Motions Regarding (A) Existing Cash Management System and Related Relief; and (B) Payment*  
17 *and Honoring of Prepetition Wages, Salaries, and Employee Expenses, and Related Obligations*  
18 [ECF No. 179] filed on October 3, 2023 (the "Stipulation"). The UST does not oppose entry of a  
19 final order on the Motion.

20        IT IS ORDERED that:

21        1.        The Motion is GRANTED, on a final basis as set forth herein.

22        2.        The Debtor is authorized, but not directed, to pay accrued but unpaid prepetition  
23 amounts due and owing to Counselors and other counter parties involved in the Abuse Survivors'  
24 Assistance and Safe Environment Programs as of the Petition Date, on an interim basis up to an  
25 aggregate amount of \$50,000.

26  
27        

---

<sup>1</sup> All capitalized terms used but not defined in this Order shall have the same meanings given to  
28 them in the Motion.

3. The Debtor and its employees and agents are authorized to take such acts as are necessary and appropriate to implement and effectuate the relief granted herein.

4. The Debtor's banks are authorized and directed to honor and pay all pre-petition and post-petition checks issued or to be issued and fund transfers requested or to be requested, by the Debtor in respect of the Abuse Survivors' Assistance and Safe Environment Programs.

5. Notwithstanding the relief granted by this Order and any actions taken in accordance with this Order, nothing in the Motion or this Order shall be deemed: (a) an admission as to the validity of any claim against the Debtor; (b) a waiver of the Debtor's rights to dispute any claim on any grounds; (c) a promise or requirement to pay any claim; (d) an implication or admission that any particular claim is of a type specified or defined hereunder; (e) a request or authorization to assume any agreement, contract or lease pursuant to section 365 of the Bankruptcy Code; or (f) a waiver of the Debtor's rights under the Bankruptcy Code or any other applicable law.

\* \* \* END OF ORDER \* \* \*

**APPROVED AS TO FORM:**

Dated: October 20, 2023

## PACHULSKI STANG ZIEHL & JONES LLP

By: /s/ John W. Lucas  
JAMES I. STANG  
DEBRA I. GRASSGREEN  
JOHN W. LUCAS  
Proposed Attorneys for the Official  
Committee of Unsecured Creditors

## **Court Service List**

Registered ECF Participants only.